

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 503 be amended to read as follows:

- 1       Page 74, between lines 19 and 20, begin a new paragraph and insert:  
2       "SECTION 50. [EFFECTIVE UPON PASSAGE] (a) **As used in**  
3       **this SECTION, "corporation" refers to the health and hospital**  
4       **corporation of Marion County.**  
5       (b) **As used in this SECTION, "office" refers to the office of**  
6       **Medicaid policy and planning established by IC 12-8-6-1.**  
7       (c) **As used in this SECTION, "program" refers to the health**  
8       **care management program established under subsection (d).**  
9       (d) **Before June 1, 2008, the office shall establish a**  
10       **demonstration project for a health care management program to**  
11       **allow the office to do the following:**  
12       (1) **Offer to Medicaid recipients who reside in Marion County**  
13       **the opportunity to receive Medicaid services provided solely**  
14       **by the corporation, including any clinic operated by the**  
15       **corporation. The offer must be extended to a number of**  
16       **Medicaid recipients that is sufficiently large to result in a**  
17       **percentage of recipients accepting the offer to provide**  
18       **meaningful data to guide the establishment and**  
19       **implementation of the program under subdivision (2).**  
20       (2) **Require the corporation to establish and implement a**  
21       **program of health care management applying to all Medicaid**  
22       **recipients in Indiana and modeled on the United States**  
23       **Department of Veterans Affairs Quality Enhancement**

1           **Research Initiative.**

2           **(3) Include in the program payment incentives for:**

3               **(A) health care providers; and**

4               **(B) administrators;**

5           **of the corporation to reward the achievement of objectives**  
6           **established for the program.**

7           **(e) The office and the corporation shall study the impact of**  
8           **implementing the program under subsection (d)(2), including the**  
9           **impact the program has on the:**

10               **(1) quality; and**

11               **(2) cost;**

12           **of health care provided to Medicaid recipients in Indiana.**

13           **(f) The office shall consult with the Regenstrief Institute for**  
14           **Health Care in developing, implementing, and studying the**  
15           **program.**

16           **(g) The office shall apply to the United States Department of**  
17           **Health and Human Services for any amendment to the state**  
18           **Medicaid plan or demonstration waiver that is needed to**  
19           **implement this SECTION. The corporation shall assist the office**  
20           **in requesting the amendment or demonstration waiver and, if the**  
21           **amendment or waiver is approved, establishing and implementing**  
22           **the amendment or waiver.**

23           **(h) The office may not implement the amendment or waiver**  
24           **until the office files an affidavit with the governor attesting that the**  
25           **amendment or waiver applied for under this SECTION is in effect.**  
26           **The office shall file the affidavit under this subsection not more**  
27           **than five (5) days after the office is notified that the amendment or**  
28           **waiver is approved.**

29           **(i) If the office receives approval for the amendment or waiver**  
30           **under this SECTION from the United States Department of Health**  
31           **and Human Services and the governor receives the affidavit filed**  
32           **under subsection (h), the office shall implement the amendment or**  
33           **waiver not more than sixty (60) days after the governor receives**  
34           **the affidavit.**

35           **(j) The office may adopt rules under IC 4-22-2 to implement this**  
36           **SECTION.**

37           **(k) The office shall, before July 1 of each year, report to the**  
38           **legislative council in an electronic format under IC 5-14-6**  
39           **concerning the demonstration project developed and implemented**  
40           **under this SECTION.**

41           **(l) This SECTION expires January 1, 2013.**

42           **SECTION 51. [EFFECTIVE UPON PASSAGE] (a) As used in this**  
43           **SECTION, "corporation" refers to the health and hospital**  
44           **corporation of Marion County.**

45           **(b) As used in this SECTION, "insurer" includes the following:**

46               **(1) An insurer (as defined in IC 27-8-11-1).**

47               **(2) An administrator licensed under IC 27-1-25.**

1           (3) A health maintenance organization (as defined in  
2           IC 27-13-1-19).

3           (4) A person that pays or administers claims on behalf of an  
4           insurer or a health maintenance organization.

5           (c) As used in this SECTION, "office" refers to the office of  
6           Medicaid policy and planning established by IC 12-8-6-1.

7           (d) As used in this SECTION, "small employer" has the  
8           meaning set forth in IC 27-8-15-14.

9           (e) Before June 1, 2008, the office shall develop, with the  
10          corporation, a pilot project through which small employers that  
11          are unable to afford to offer health care coverage for employees of  
12          the small employers may obtain access to affordable health care  
13          coverage for the employees.

14          (f) The office may adopt rules under IC 4-22-2 to implement this  
15          SECTION.

16          (g) If the pilot project results in the availability of health care  
17          coverage to small employer groups through the pilot project at a  
18          premium rate that is at least twenty percent (20%) less than a  
19          comparable health benefit plan available to small employer groups  
20          in Indiana, an insurer may not enter into or enforce an agreement  
21          with the corporation that contains a provision that:

22               (1) prohibits, or grants the insurer an option to prohibit, the  
23               corporation from contracting with another insurer to accept  
24               lower payment for health care services than the payment  
25               specified in the agreement;

26               (2) requires, or grants the insurer an option to require, the  
27               corporation to accept a lower payment from the insurer if the  
28               corporation agrees with another insurer to accept lower  
29               payment for health care services;

30               (3) requires, or grants the insurer an option to require,  
31               termination or renegotiation of the agreement if the  
32               corporation agrees with another insurer to accept lower  
33               payment for health care services; or

34               (4) requires the corporation to disclose the corporation's  
35               reimbursement rates under contracts with other insurers.

36          (h) The office shall report to the legislative council in an  
37          electronic format under IC 5-14-6 concerning the development and  
38          implementation of a pilot project under this SECTION before  
39          December 1, 2008.

40          (i) This SECTION expires December 31, 2013."

41          Renumber all SECTIONS consecutively.

        (Reference is to ESB 503 as printed April 6, 2007.)

Representative Orentlicher